

### **DETAILED ACTION**

1. Claims 43-53, 56, 57, 60, 61, 65, 66, 68 and 69 are pending. Applicant previously cancelled claims 1-42, 54, 55, 58, 59, 62-64 and 67.

#### ***Allowable Subject Matter***

2. Applicant's December 11, 2009 Amendment and REMARKS have been reviewed. Subsequently, claims 56, 57, 60, 61, 65, 66, 68 and 69 are allowed.

3. Further pertinent references are noted on the attached PTO-892.

### **EXAMINER'S AMENDMENT**

4. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Howard R. Sobelman (Reg. No. 39,038) on March 1, 2010.

The application has been amended as follows: Previously withdrawn claims 43-53 have been cancelled.

5. Applicant's Information Disclosure Statement (IDS) received March 1, 2010 is noted. The IDS has not been reviewed as it was submitted after the March 1, 2010 telephone communication with Mr. Sobelman. Note the attached IDS.

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Andrew Joseph Rudy whose telephone number is 571-272-6789. The examiner can normally be reached on Monday thru Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Matthew S. Gart can be reached on 571-272-3955. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Andrew Joseph Rudy/  
Primary Examiner, Art Unit 3687